

ENROLLED ORDINANCE 158-97

GRANT OF SANITARY SEWER EASEMENT TO THE  
CITY OF PEWAUKEE  
CTH "J" PEWAUKEE ROAD

WHEREAS Waukesha County operates and improves a system of county highways, and

WHEREAS the County's adopted Capital Plan contains Project 9901 to reconstruct and improve CTH J (Pewaukee Road) from Rockwood Drive to STH 190 (Capitol Drive) in the City of Pewaukee, and

WHEREAS certain rights of way have been acquired to carry out this project, and

WHEREAS the City of Pewaukee has requested that Waukesha County grant a Permanent Sanitary Sewer Easement and a Temporary Construction Easement over lands acquired by Waukesha County.

WHEREAS said easements are described as follows:

1. **A Permanent Sanitary Sewer Easement** for the right to construct, repair and maintain a Sanitary Sewer Facility, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove or plant thereon any vegetation deemed necessary or desirable, but without prejudice to the owner's right to make or construct improvements on said lands or to flatten the slopes, providing said activities will not impair or otherwise adversely affect the Sanitary Sewer facilities within the easement, in and to the following tract of land described as:

All that part of and Certified Survey Map 1479 located in the Southwest one-quarter of Section 11, Town 7 North, Range 19 East, City of Pewaukee Waukesha County, State of Wisconsin bounded and described as follows: Beginning at the Southeast corner of said Certified Survey Map 1479; thence South 89°31'38" West along the South line of said Certified Survey Number 1479, 272.56 feet to the easterly right of way line of CTH "J"; thence North 04°09'52" East along the easterly right of way line of CTH "J", 20.07 feet; thence North 89°31'38" East, 250.94 feet; thence North 00°28'22" West, 155.00 feet to the North line of Certified Survey Number 1479; thence North 89°31'38" East, along the North line of said Certified Survey Number 1479, 20.00 feet; thence South 00°28'28" East along the East Line of Certified Survey Number 1479, 175.00 feet to the point beginning.

All that part of Certified Survey Map Number 2837 located in the Southwest one-quarter of Section 11, Town 7 North, Range 19 East, City of Pewaukee Waukesha County, State of Wisconsin bounded and described as follows: A 20.00 foot wide strip of land being the East 20.00 feet of the South 78.00 feet of said Certified Survey Map 2837.

2. **A Temporary Construction Easement** for construction of a sanitary sewer including for

such purpose the right to operate necessary equipment thereon, the right of ingress and egress, as long as required for such public purpose, including the right to preserve, protect, remove or plant thereon any vegetation that the authorities may deem desirable to prevent the erosion of the soil. Said easements are described as follows: A strip of land 10.00 feet wide lying adjacent and parallel to the above described Permanent Sanitary Sewer Easement. This Temporary Construction Easement is to terminate upon completion of the construction of the Sanitary Sewer or on before June 1, 2004 whichever is earlier.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the Public Works Department is authorized to grant a Permanent Sanitary Sewer Easement and a Temporary Construction Easement to the City of Pewaukee over lands purchased by Waukesha County as a part of adopted Capital Plan Project 9901.

BE IT FURTHER ORDAINED that the County Executive and County Clerk are authorized to sign the necessary documents to effectuate the easements.